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7 **UNITED STATES DISTRICT COURT**
8 **DISTRICT OF NEVADA**

9
10 UNITED STATES OF AMERICA,) **2:12-CR-00084-JCM-GWF**
11 Plaintiff,)
12 vs.) **STIPULATION FOR PROTECTIVE ORDER**
13 THOMAS LAMB *et al.*,)
14 Defendants.)
15 _____)

16
17 IT IS HEREBY STIPULATED AND AGREED between the parties, DANIEL G.
18 BOGDEN, United States Attorney for the District of Nevada, and Kimberly M. Frayn and Andrew
19 W. Duncan, Assistant United States Attorneys, counsel for the United States, and Karen C.
20 Winckler, Esq., Counsel for Thomas Lamb; Jess R. Marchese, Esq., Counsel for Jonathan
21 Vergnetti; Terrence M. Jackson, Esq., Counsel for Roger Grodesky; and Mark B. Bailus, Esq.,
22 Counsel for John Holsheimer, that this Court issue an Order protecting from disclosure to the
23 public any discovery materials or documents containing the personal identifying information and
24 financial identifying information such as, names, social security numbers, drivers license numbers,
25 dates of birth, addresses, mothers' maiden names, passwords, debit card and credit card account
26 numbers, financial lines of credit account numbers, bank account numbers, and Personal

1 Identification Numbers (PINs), of participants, witnesses and victims in this case. Such materials
2 and documents shall be referred to hereinafter as "Protected Materials." The parties state as
3 follows:

4 1. Protected Materials which may be used by the government in its case in chief
5 include personal and financial identifiers, including names, social security numbers, drivers
6 license numbers, dates of birth, addresses, mothers' maiden names, passwords, debit card and
7 credit card account numbers, financial lines of credit account numbers, bank account numbers, and
8 Personal Identification Numbers (PINs), of participants, witnesses, and victims in this case.

9 2. Discovery in this case is voluminous and many of these materials and documents
10 include personal and financial identifiers. Redacting the personal and financial identifiers of
11 participants, witnesses, and victims would prevent the timely disclosure of discovery to the
12 defendants.

13 3. The United States agrees to provide Protected Materials without redacting the
14 personal and financial identifiers of participants, witnesses, and victims

15 4. Access to Protected Materials will be restricted to persons authorized by the Court,
16 namely defendants, attorneys of record and attorneys, paralegals, investigators, experts, and
17 secretaries employed by the attorneys of record and performing on behalf of defendants.

18 5. The following restrictions will be placed on the defendants, defendants' attorneys
19 and the above-designated individuals unless and until further ordered by the Court. Defendants,
20 defendants' attorneys and the above-designated individuals shall not:

21 a. make copies for, or allow copies of any kind to be made by any other person
22 of Protected Materials;

23 b. allow any other person to read Protected Materials; and

24 c. use Protected Materials for any other purpose other than preparing to defend
25 against the charges in the Indictment or any further superseding indictment arising out of this case.

1 6. Defendant's attorney shall inform any person to whom disclosure may be made
2 pursuant to this order of the existence and terms of this Court's order.

3 7. The requested restrictions shall not restrict the use or introduction as evidence of
4 discovery materials and documents containing personal identifying information such as social
5 security numbers, drivers license numbers, dates of birth, and addresses during the trial of this
6 matter.

7 8. Upon conclusion of this action, defendant's attorney shall return to government
8 counsel or destroy and certify to government counsel the destruction of all discovery materials and
9 documents containing personal identifying information and financial identifying information such
10 as, names, social security numbers, drivers license numbers, dates of birth, addresses, mothers'
11 maiden names, passwords, debit card and credit card account numbers, financial lines of credit
12 account numbers, bank account numbers, and Personal Identification Numbers (PINs) social
13 security numbers, drivers license numbers, dates of birth, and addresses within a reasonable time,
14 not to exceed thirty days after the last appeal is final.

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18 DANIEL G. BOGDEN
19 United States Attorney

20 /s/ Kimberly M. Frayn
21 KIMBERLY M. FRAYN
22 ANDREW W. DUNCAN
23 Assistant United States Attorneys

04/19/12
DATE

24 /s/ Karen C. Winckler, Esq.
Karen C. Winckler, Esq.,
Counsel for Thomas Lamb

04/19/12
DATE

/s/ Jess R. Marchese, Esq.
Jess R. Marchese, Esq.,
Counsel for Jonathan Vergnetti

/s/ Terrence M. Jackson, Esq. 04/19/12
DATE
Terrence M. Jackson, Esq.,
Counsel for Roger Grodesky

/s/ Mark B. Bailus, Esq. 04/19/12
Mark B. Bailus, Esq.,
Counsel for John Holsheimer
DATE

ORDER

IT IS SO ORDERED this 24th day of April 2012.

UNITED STATES MAGISTRATE JUDGE